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14 Countrywide Home Loans, Inc.

15 *[additional counsel listed on signature pages]*

16  
17 **UNITED STATES DISTRICT COURT**  
18 **NORTHERN DISTRICT OF CALIFORNIA**  
19 **SAN JOSE DIVISION**

20 JAY RALSTON, individually and on behalf of  
all others similarly situated,

21 Plaintiff,

22 v.

23 MORTGAGE INVESTORS GROUP, INC.;  
24 MORTGAGE INVESTORS GROUP, a  
general partnership; COUNTRYWIDE HOME  
25 LOANS, INC.; and DOES 3-10,

26 Defendants.

Case No. 5:08-CV-00536-JF (PSGx)

**JOINT STIPULATION AND [PROPOSED]  
ORDER RE: CASE MANAGEMENT  
CONF. & PENDING SETTLEMENT  
DISCUSSIONS**

Courtroom: 3 - 5th Floor  
Judge: Hon. Jeremy Fogel

**JOINT STIPULATION AND ORDER RE: CASE DEADLINES PENDING SETTLEMENT DISCUSSIONS**

Pursuant to Fed. R. Civ. P. 6(b), Jay J. Ralston (“Plaintiff”) and defendants Countrywide Home Loans, Inc. (“CHL”), Mortgage Investors Group, Inc., and Mortgage Investors Group (collectively, “Defendants”) hereby jointly stipulate and request the Court to reset the Case Management Conference currently set for July 17, 2012 to a date convenient for the Court after December 10, 2012.

In support of this Joint Stipulation, the parties state as follows:

1. This is a putative class action brought by Plaintiff against Defendants, asserting claims for violation of the UCL.
2. By Minute Order dated May 22, 2012 (“Clerk’s Notice”) (Dkt. No. 373) this Court set a Case Management Conference (“CMC”) for July 17, 2012.
3. Plaintiff and Defendants have agreed to explore a potential resolution of this matter with the assistance of a third-party mediator, Randall Wulff of Wulff Quinby Sochynsky, and have scheduled a two day mediation for November 28 and December 5, 2012. These mediation dates were the first available to Mr. Wulff, the parties and the parties’ counsel.
4. In light of the pending mediation, the parties jointly request that this Court reschedule the July 17, 2012 CMC for a date to be determined after December 10, 2012.
5. The parties respectfully submit that there is good cause for this joint request. First, the requested brief extension of the CMC date and related deadlines will permit Plaintiff and Defendants to devote their attention and resources to preparing for and participating in the mediation. *Churchill Village, L.L.C. v. General Electric*, 361 F.3d 566 (9th Cir. 2004) (there is a strong judicial policy that favors class action settlements); *Class Plaintiffs v. City of Seattle*, 955 F.2d 1268, 1276 (9th Cir. 1992) (same). And, second, the requested extension will conserve the parties’ and this Court’s resources and avoid the potentially unnecessary expenditure of attorneys’ fees and other litigation costs while the parties explore the possibility of a settlement. *See* Fed. R. Civ. P. 1 (federal rules “should be construed and administered to secure the just, speed, and inexpensive determination of every action and proceeding”). No party will be prejudiced by the requested extensions.

6. No prior extension or adjustment of the deadlines set forth in the Order has been sought by the parties.

WHEREFORE, for all the foregoing reasons, the parties jointly request that this Court reset the Case Management Conference to a date convenient for the Court after December 10, 2012.

Respectfully submitted,

Dated: July 10, 2012

/s/ Brooks R. Brown

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Dated: July 10, 2012

By: /s/ Roland P. Reynolds

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1 Dated: July 10, 2012

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**ORDER**

Upon consideration of the parties' Stipulation and having good cause therefore, **IT IS HEREBY ORDERED** that the Case Management Conference currently set for July 17, 2012 be continued to December FI È 2012.

**IT IS ORDERED.**

Dated: R | ÅF, 2012

  
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HON. JEREMY FOGEL  
United States District Judge

**ATTESTATION OF SIGNATURE**  
**(N.D. CAL. GENERAL ORDER NO. 45)**

Pursuant to N.D. Cal. General Order No. 45 § X(B), I hereby attest under penalty of perjury that concurrence in the filing of this document has been obtained by all the signatories on July 10, 2012.

/s/ Brooks R. Brown  
Brooks R. Brown

**PROOF OF SERVICE**

I further certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on July 10, 2012.

/s/ Brooks R. Brown  
Brooks R. Brown